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6 Attorneys for Plaintiff  
BAY AREA PAINTERS AND TAPERS  
7 PENSION FUND, et al.

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9  
10 UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 BAY AREA PAINTERS AND TAPERS  
13 PENSION FUND, et al.,

14 Plaintiffs,

15 v.

16 RANDY THOMPSON PAINTING, INC., and  
17 RANDY RAY THOMPSON,

18 Defendants.

Case No.: C07-4703 WHA

**JOINT CASE MANAGEMENT  
STATEMENT AND REQUEST TO  
CONTINUE**

Date: December 20, 2007

Time: 11:00 a.m.

Courtroom: 9, 19<sup>th</sup> Floor

Judge: The Honorable William H. Alsup

19  
20 The parties to this action hereby submit this Case Management Statement to now provide  
21 in detail the good cause to continue the Case Management Conference now set for December 20,  
22 2007:

23 1. This action was filed by plaintiffs on September 13, 2007, to compel payment by  
24 defendants of amounts found due on a payroll audit of defendants' records for the period January 1,  
25 2004 through December 31, 2005.

27 2. Defendants denied liability and obtained counsel.

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**JOINT CASE MANAGEMENT STATEMENT  
Case No.: C07-4703 WHA**

1           3.       Plaintiffs were contacted by defendants' counsel, who expressed a willingness to  
2 work together to resolve this matter. Defendants' counsel provided to plaintiffs a detailed inquiry  
3 regarding the audit, which was considered by plaintiffs, and certain revisions were made to the  
4 audit.

5           4.       Defendants' counsel now has resulting questions, which require further research of  
6 on the part of plaintiffs to clarify those inquiries and substantiate Plaintiffs' claims. That research is  
7 currently in progress, and plaintiffs will promptly provide that information to defendants' counsel,  
8 in anticipation that this matter will thereafter be brought to resolution by and between the parties,  
9 with the resulting efficiency and reduction of time for the court and of expense to the parties.

10           5.       In the event that resolution is not reached promptly, plaintiffs anticipate filing a  
11 Motion for Summary Judgment.

12           6.       For that reason, the parties hereto believe that good cause is shown to continue the  
13 Case Management Conference, currently set for December 20, 2007 for 60 days, to allow for the  
14 above negotiations between the parties to take place.

15           7.       The parties in this matter therefore respectfully renew their request to continue the  
16 Case Management Conference, currently set for December 20, 2007, *by 60 days*.

17 Dated: December 13, 2007

ATKINSON, ANDELSON, LOYA,  
RUUD & ROMO

18 \_\_\_\_\_/s/\_\_\_\_\_  
19 David A. Soldani, Esq.  
20 Attorneys for Defendants

21 Dated: December 13, 2007

SALTZMAN & JOHNSON  
LAW CORPORATION

22 \_\_\_\_\_/s/\_\_\_\_\_  
23 Muriel B. Kaplan  
24 Attorneys for Plaintiffs

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25 **JOINT CASE MANAGEMENT STATEMENT**  
26 **Case No.: C07-4703 WHA**

1 IT IS SO ORDERED.

2 The currently set Case Management Conference is hereby continued to

3 \_\_\_\_\_, 2008, at \_\_\_\_\_.

4  
5 Date: \_\_\_\_\_

\_\_\_\_\_  
United States District Court Judge